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7 **UNITED STATES DISTRICT COURT**
8 **WESTERN DISTRICT OF WASHINGTON**
9 **AT SEATTLE**

10 RICHARD JAMES DIDZUN, an individual;
11 IAN McANDREWS and KATE
12 McANDREWS, individually and for their
marital community; on behalf of themselves
and persons similarly situated;

13 Plaintiffs,

14 v.

15 THE HOME DEPOT, INC., a foreign
16 corporation, and HOME DEPOT USA,
INC.;

17 Defendants.

No. 2:21-cv-01540 RSL

**ORDER GRANTING MOTION FOR
ATTORNEY'S FEES & COSTS,
INCENTIVE AWARDS, AND
ADMINISTRATIVE COSTS**

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19 WHEREAS, Class Counsel has submitted authority and evidence supporting their Motion
20 for Attorney's Fees & Costs, Incentive Awards, and Administrative Costs; and

21 WHEREAS, the Court, having considered the pleadings on file and being fully advised,
22 finds that good cause exists for entry of the Order below; now, therefore,

23 IT IS HEREBY FOUND, ORDERED, ADJUDGED, AND DECREED THAT:

24 1. Unless otherwise provided herein, all capitalized terms in this Order shall have the
25 same meaning as set forth in the Motion for Attorney's Fees, Costs and Incentive Awards.
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1 2. The Court has appointed Badgley Mullins Turner, PLLC and Northshore Law
2 Group, PLLC as Class Counsel.

3 3. Class Counsel has requested the Court award \$2,375,000 as attorney's fees, and
4 an additional \$42,730.70 in costs, to be paid directly from the common Settlement fund.

5 4. These requested attorney's fees are fair and reasonable. The Court reaches this
6 conclusion after analyzing: (1) the exceptional results Class Counsel achieved; (2) Class
7 Counsel's risk in this litigation; (3) the complexity of the issues presented; (4) the hours Class
8 Counsel worked on the case; (5) Class Counsel's hourly rates; (6) the contingent nature of the
9 fee; and (7) awards made in similar cases.

10 5. Class Counsel has submitted authority and declarations supporting their
11 reasonable time incurred, and estimated to be incurred, and their reasonable hourly rates.

12 6. The hours claimed by Class Counsel were reasonably expended on the
13 investigation, preparation, filing, and litigation of the Plaintiffs' and putative Class's claims.

14 7. Class Counsel's attorney's hourly rates – between \$500 and \$565 - are
15 reasonable hourly rates considering their individual "experience, skill, and reputation," *see*
16 *Trevino v. Gates*, 99 F.3d 911, 924 (9th Cir. 1996) and the prevailing market rates in this
17 jurisdiction. *See Blum v. Stenson*, 465 U.S. 886, 895 (1984).

18 8. The litigation expenses and costs incurred by Class Counsel were reasonable and
19 necessary.

20 9. Applying these hourly rates to the hours reasonably expended by Class Counsel,
21 Class Counsel's lodestar is \$306,863.

22 10. Class Counsel performed high-quality work, resulting in a favorable collective
23 settlement for Class Members.

1 11. Further, the quality of Class Counsel's representation, the benefit obtained for
2 the class, the complexity and novelty of the issues presented, and the risk of nonpayment justify
3 a fee award equal to the Ninth Circuit benchmark of 25%. No Class Members objected to this
4 request.

5 12. The reasonableness of this fee award is confirmed by a lodestar crosscheck,
6 which results in a calculated multiplier of 7.74, which is within the bounds of reasonableness.

7 13. Based on the foregoing findings and analysis, the Court awards Class Counsel
8 \$2,375,000 in attorney's fees, and \$42,730.70 in costs.
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10 14. This Court also awards \$10,000 as an incentive award for each of the individual
11 Plaintiffs/Class Representatives in recognition of their contribution to this litigation and
12 advocacy on behalf of their fellow Class Members.
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14 Dated this 20th day of December, 2024.

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16 Robert S. Lasnik
17 Robert S. Lasnik
18 United States District Judge
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